

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 01-7808

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

versus

ROBERT BENTON, JR.,

Defendant - Appellant.

Appeal from the United States District Court for the District of South Carolina, at Florence. Cameron McGowan Currie, District Judge. (CR-97-866, CA-01-2360-4-22)

Submitted: March 8, 2002

Decided: April 12, 2002

Before WILKINS, MICHAEL, and TRAXLER, Circuit Judges.

Dismissed by unpublished per curiam opinion.

Robert Benton, Jr., Appellant Pro Se. William Earl Day, II, Assistant United States Attorney, Florence, South Carolina, for Appellee.

Unpublished opinions are not binding precedent in this circuit. See Local Rule 36(c).

PER CURIAM:

Robert Benton, Jr., seeks to appeal the district court's order denying his motion filed under 28 U.S.C.A. § 2255 (West Supp. 2001). We have reviewed the record and the district court's opinion and find no reversible error. Accordingly, we deny Benton's motion for a certificate of appealability and dismiss the appeal on the reasoning of the district court. United States v. Benton, Nos. CR-97-866; CA-01-2360-4-22 (D.S.C. Sept. 14, 2001). We also deny Benton's motion for a new briefing schedule and dispense with oral argument because the facts and legal contentions are adequately presented in the materials before the court and argument would not aid the decisional process.

DISMISSED